IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

THURSDAY, THE 15TH NOVEMBER 2007 / 24TH KARTHIKA 1929

WP(C).No. 16124 of 2007(T)

PETITIONER:

B.RAJIMOL, U.P.S.A., S.N.D.P. H.S.,
KUTTAMANGALAM, ALAPPUZHA.

BY ADV. SRI.J.OM PRAKASH

RESPONDENTS:

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1. THE ALAPPUZHA DISTRICT CO-OPERATIVE BANK LTD., N.4310 REPRESENTED BY ITS GENERAL MANAGER, ALAPPUZHA P.O.

2. THE BRANCH MANAGER,
THE ALAPPUZHA DISTRICT CO-OPERATIVE BANK LTD.,
EDATHUVA BRANCH, EDATHUVA P.O., ALAPPUZHA.

3. THE ASSISTANT EDUCATIONAL OFFICER,
VELIYANAD, RAMANKARY, ALAPPUZHA.

4. THE SUB TREASURY OFFICER,
MANKOMBU P.O., ALAPPUZHA.

5. T.K.SUNILKUMAR, THEKKEDATHU HOUSE,
PANDANKARY P.O., EDATHUVA, ALAPPUZHA.

6. E.M.CHANDRA BOSE, ETHITHARA HOUSE,
CHERAKARA P.O., ALAPPUZHA.

7. V.VITHAVAN, H.S.A., A.T.H.S.,
MANKOMBU P.O., ALAPPUZHA.

BY ADV. SRI.M.P.MADHAVANKUTTY (FOR R6)
SRI.V.G.ARUN, SC, ALAPPUZHA DIST.CO.OP.BA (FOR R3 & R4)
GOVT. PLEADER, SRI.P.K.RAVIKRISHNAN (FOR R3 & R4)

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 15/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 16124/2007/T

APPENDIX

PETITIONER'S EXHIBITS:

EXT. P1: COPY OF THE AWARD IN ARC NO.56/03 DATED 22-5-2003 OF THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES, ALAPPUZHA.

EXT. P2: COPY OF REQUISITION OF THE 2ND RESPONDENT DATED 16-3-2007.

EXT. P3: COPY OF THE REPLY FURNISHED BY THE 3RD RESPONDENT DATED 18-4-2007.

RESPONDENT'S EXHIBITS:

EXT. R6(A): COPY OF RECEIPT ISSUED BY THE 1ST REPSONDENT BANK DATED 27.12.2005.

EXT. R6(B): COPY OF RECEIPT ISSUED BY THE 1ST RESPONDENT BANK DATED 31.5.2005.

EXT. R6(C): COPY OF RECEIPT ISSUED BY THE 1ST REPSONDENT BANK DATED 28.10.2004.

EXT. R6(D): COPY OF RECEIPT ISSUED BY THE 1ST RESPONDENT BANK FOR RS.2,500/-.

/TRUE COPY/

P.A. TO JUDGE

JP

THOTTATHIL B. RADHAKRISHNAN, J.

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WP(C).No.16124 of 2007-T

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Dated this the 15th day of November, 2007.

JUDGMENT

Following the earlier orders, the learned counsel for the bank states that the total outstanding as on today is an amount of Rs.33,158/-. On 30-10-2007, the learned counsel for respondents 6 and 7 had submitted before this Court that the sixth respondent would pay off the remaining amounts in instalments. Under such circumstances, recording that as an undertaking, it is directed that the aforesaid amount and accruing interest at 6% per annum will be paid off by the sixth respondent in five equal monthly instalments payable on or before the 10th of every month commencing from December, 2007. If there is default in remittance of any such amounts, the bank will be entitled to

proceed against the sixth respondent. The writ petition is disposed of accordingly.

THOTTATHIL B. RADHAKRISHNAN,
JUDGE.

Sha/